



BILLING CODE: 4510-FN-P

## **DEPARTMENT OF LABOR**

### **Office of the Secretary**

#### **Agency Information Collection Activities; Submission for OMB Review; Comment Request; Migrant and Seasonal Farmworker (MSFW) Monitoring Report and Complaint/Apparent Violation Form**

**ACTION:** Notice of availability; request for comments.

**SUMMARY:** The Department of Labor (DOL) is submitting the Employment and Training Administration (ETA) sponsored information collection request (ICR) revision titled, “Migrant and Seasonal Farmworker (MSFW) Monitoring Report and Complaint/Apparent Violation Form,” to the Office of Management and Budget (OMB) for review and approval for use in accordance with the Paperwork Reduction Act (PRA) of 1995. Public comments on the ICR are invited.

**DATES:** The OMB will consider all written comments that agency receives on or before **[INSERT DATE 30 DAYS AFTER THE DATE OF PUBLICATION IN THE FEDERAL REGISTER]**.

**ADDRESSES:** A copy of this ICR with applicable supporting documentation; including a description of the likely respondents, proposed frequency of response, and estimated total burden may be obtained free of charge from the RegInfo.gov Web site at [http://www.reginfo.gov/public/do/PRAViewICR?ref\\_nbr=201908-1205-002](http://www.reginfo.gov/public/do/PRAViewICR?ref_nbr=201908-1205-002) (this link will only become active on the day following publication of this notice) or by contacting Frederick Licari by telephone at 202-693-8073, TTY 202-693-8064, (these are not toll-free numbers) or sending an email to [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

Submit comments about this request by mail to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for DOL-ETA, Office of Management and Budget, Room 10235, 725 17th Street, N.W., Washington, DC 20503; by Fax: 202-395-5806 (this is not a toll-free number); or by email: [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov).

Commenters are encouraged, but not required, to send a courtesy copy of any comments by mail or courier to the U.S. Department of Labor-OASAM, Office of the Chief Information Officer, Attn: Departmental Information Compliance Management Program, Room N1301, 200 Constitution Avenue, N.W., Washington, D.C. 20210; or by email: [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

**FOR FURTHER INFORMATION CONTACT:** Frederick Licari by telephone at 202-693-8073, TTY 202-693-8064, (these are not toll-free numbers) or sending an email to [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

**SUPPLEMENTARY INFORMATION:** This ICR seeks approval under the PRA for revisions to the Migrant and Seasonal Farmworker (MSFW) Monitoring Report and Complaint/Apparent Violation Form. Form ETA-5148, Services to Migrant and Seasonal Farmworkers Report, collects data that monitors and measures how a State Workforce Agency delivers services to MSFWs. Form ETA-8429, One-Stop Career Center Compliance Referral Record, collects and documents complaints. This information collection is a revision because ETA is deleting the duplicative information in Form 5148 from Parts 3 and 4 through the Workforce Integrated Performance System. Additionally, for Form 8429, ETA is adding a box on page 1 for the complainant to check off authorizing someone else to act in his behalf, and adding two other boxes in Part II, Section 4 to track the types of complaints received (trafficking and sexual

harassment/coercion/assault complaints). Wagner Peyser Act section 10(c)(1) authorizes this information collection. *See* 29 U.S.C. 49i(c)(1).

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless the OMB, under the PRA, approves it and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information that does not display a valid Control Number. *See* 5 CFR 1320.5(a) and 1320.6. The DOL obtains OMB approval for this information collection under Control Number 1205-0039. The current approval is scheduled to expire on September 30, 2019; however, the DOL notes that existing information collection requirements submitted to the OMB will receive a month-to-month extension while they undergo review. New requirements would only take effect upon OMB approval. For additional substantive information about this ICR, see the related notice published in the *Federal Register* on March 7, 2019 (84 FR 8343).

Interested parties are encouraged to send comments to the OMB, Office of Information and Regulatory Affairs at the address shown in the ADDRESSES section within thirty-(30) days of publication of this notice in the *Federal Register*. In order to help ensure appropriate consideration, comments should mention OMB Control Number 1205-0039. The OMB is particularly interested in comments that:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility.

- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used.
- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

*Agency:* DOL-ETA.

*Title of Collection:* Migrant and Seasonal Farmworker (MSFW) Monitoring Report and Complaint/Apparent Violation Form.

*OMB Control Number:* 1205-0039.

*Affected Public:* State, Local and Tribal Governments; Individuals and Households

*Total Estimated Number of Respondents:* 6,266.

*Total Estimated Number of Responses:* 6,572.

*Total Estimated Annual Time Burden:* 8,813 hours.

*Total Estimated Annual Other Costs Burden:* \$0.

*AUTHORITY:* 44 U.S.C. 3507(a)(1)(D).

*Dated:* September 18, 2019.

**Frederick Licari,**

*Departmental Clearance Officer.*

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